



#7

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chunhua YAN et al

Art Unit:

Serial No.: 10/090,002

Examiner: Y. Pak

Filed: March 05, 2002

Atty. Docket: CL001316

For: ISOLATED HUMAN KINASE PROTEINS,
NUCLEIC ACID MOLECULES ENCODING HUMAN
KINASE PROTEINS, AND USES THEREOF

Request for Reconsideration of Petition Under 37 CFR § 1.47(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

BOX: DAC

Sir:

Applicant's rule 47 petition filed July 1, 2002 was dismissed as untimely and not reviewed on its merits because Applicants were required to respond to the Notice of Missing Parts (which was mailed April 1, 2002) by June 1, 2002, and the Office asserts that Applicants did not provide authorization to charge a deposit account for any extension of time.

However, Applicants respectfully assert that authorization was provided to charge their deposit account for the necessary extension of time. Specifically, on the Fee Transmittal Sheet submitted on July 1, 2002, Applicants checked the box labeled "Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17". A copy of the Fee Transmittal Sheet submitted on July 1, 2002 is submitted herewith, with the checked box authorizing the charge to deposit account highlighted.

If, however, the Office is not persuaded by the above, the Office is authorized to charge the fee for four months extension of time (June 1 to October 1) to deposit account number 50-0970 so that Applicant's rule 47 petition filed July 1, 2002 will be reviewed on the merits. Furthermore, the Office is authorized to charge any other necessary fees related to this Request for Reconsideration of Petition, including any further extension of time fees, to deposit account number 50-0970.

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OFFICE OF PETITIONS

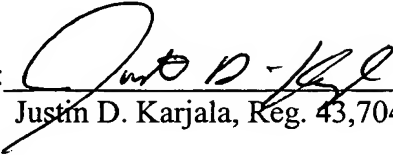
Applicants respectfully request that the rule 47 Petition filed July 1, 2002 now be reviewed on its merits.

Respectfully submitted,

CELERA GENOMICS

Date: October 1, 2002

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By: 
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